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18 *American Association for Equitable Treatment,*
19 *Inc.*

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

17 GILBERT P. HYATT and
18 AMERICAN ASSOCIATION FOR
19 EQUITABLE TREATMENT, INC.,

20 Plaintiffs,
21 v.

22 OFFICE OF MANAGEMENT AND
23 BUDGET and MICK MULVANEY,
24 in his official capacity as Director of the
25 Office of Management and Budget,

26 Defendants.

Case No.: 2:16-cv-01944-JAD-GWF

**ORDER GRANTING
UNOPPOSED MOTION TO EXTEND
TIME TO FILE REPLY IN SUPPORT
OF PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT
(First Request)**

ECF No. 51

1 Pursuant to Fed. R. Civ. P. 6 and Local Rule IA 6-1, Plaintiffs respectfully move the
2 Court to extend the time for filing for Plaintiffs' Reply in support of their Motion for Summary
3 Judgment by 12 days, from September 11 to September 23, 2019. Counsel for Plaintiffs has
4 conferred with counsel for Defendants, who indicated that Defendants do not oppose the re-
5 quested extension. In support of this motion, Plaintiffs state as follows:

6 1. This is an action under the Administrative Procedure Act challenging the De-
7 fendants' compliance with the Paperwork Reduction Act in denying petitions filed by Plain-
8 tiffs Gilbert P. Hyatt and the American Association for Equitable Treatment, Inc.

9 2. On March 26, 2019, the Court entered a Scheduling Order to govern summary
10 judgment briefing. ECF No. 41. Subsequently, Defendants filed a Motion for Summary Judg-
11 ment, Plaintiffs filed a Cross-Motion for Summary Judgment, and Defendants filed a com-
12 bined Reply and Opposition. Pursuant to the Scheduling Order, Plaintiffs' final Reply in sup-
13 port of their Cross-Motion for Summary Judgment is due on September 11.

14 3. Plaintiffs require a brief extension in order to prepare their reply. The reason
15 for the requested extension is that Plaintiffs' counsel principally responsible for summary
16 judgment briefing has been and remains out of the office to address an urgent and unexpected
17 litigation and regulatory matter in the State of Montana that is anticipated to conclude next
18 week. Plaintiffs' other principal counsel has numerous deadlines for filings over the next two
19 weeks, including a petition for certiorari due on September 16 for which no further extension
20 is available. This is the first request to extend the time to file the Plaintiffs' Reply. Given that
21 summary judgment briefing is nearly complete, and that this case is likely to be decided upon
22 the administrative record, the requested twelve-day extension will not have a significant effect
23 upon the schedule for this case.

24 4. On September 3, undersigned counsel conferred with counsel for Defendants,
25 who indicated that Defendants do not oppose the requested extension
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Conclusion

For the foregoing reasons, Plaintiffs respectfully request that the Court grant their unopposed motion for an extension of time through and including September 23, 2019, to serve and file their Reply in support of their Cross-Motion for Summary Judgment.

Dated: September 4, 2019

Respectfully submitted,

/s/ Andrew M. Grossman
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*Attorneys for Plaintiffs Gilbert P. Hyatt
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IT IS SO ORDERED:

UNITED STATES DISTRICT JUDGE

DATED: __ 9-9-19 __